

**STATE OF MICHIGAN
DEPARTMENT OF ENERGY, LABOR & ECONOMIC GROWTH OFFICE OF
FINANCIAL AND INSURANCE REGULATION**

Before the Commissioner of the Office of Financial and Insurance Regulation

In the matter of:

**Beverly Lochard
System ID No. 0304570**

Enforcement Case No. 08-5719

Respondent

_____ /

Issued and entered
on May 17th, ²⁰¹⁰~~2009~~
Stephen R. Hilker
Chief Deputy Commissioner

CONSENT ORDER AND STIPULATION

A. FINDINGS OF FACT AND CONCLUSIONS OF LAW

It is alleged that the following statements are true and correct:

1. At all pertinent times, Beverly Lochard ("Respondent") was a licensed resident producer authorized to transact the business of insurance in this state.
2. As a licensed insurance producer, Respondent knew or had reason to know that Section 1247(1) of the Code provides in pertinent part that, "An insurance producer shall report to the commissioner any administrative action taken against the insurance producer in another jurisdiction or by another governmental agency in this state within 30 days after the final disposition of the matter. This report shall include a copy of the order, consent to order, or other relevant legal documents."
3. As a licensed insurance producer, Respondent knew or had reason to know that Section 1239(1)(b), MCL 500.1239(1)(b), provides in pertinent part, "The commissioner may place on probation, suspend, revoke...an insurance producer's license or may levy a civil fine under section 1244 or any combination of actions for any 1 or more of the following causes:


(b) Violating any insurance laws or violating any regulation, subpoena, or order of the commissioner or of another state's insurance commissioner.”

4. On or about April 7, 2007 the Financial Industry Regulatory Authority (“FINRA”) fined the Respondent \$5,000 and suspended Respondent for 60 days for allegedly directing and/or allowing an unregistered employee of State Farm VP Management Corp. (State Farm), to take State Farm's element program and proficiency test on her behalf.
5. Pursuant to Section 1247(1) of the Code Respondent was required to report to the Commissioner, FINRA's administrative action taken against the Respondent within 30 days after final disposition of the matter.
6. Respondent failed to timely report to the Commissioner of the Office of Financial and Insurance Regulation FINRA's administrative action.
7. Based on the foregoing conduct, Respondent has violated Sections 1247 and 1239(1) (b) of the Code by failing to timely report to the Commissioner the administrative action taken against Respondent by FINRA.

B. ORDER

Based on the findings of fact and conclusions of law above and Respondent's stipulation, it is **ORDERED** that:

1. Respondent shall immediately cease and desist from operating in such a manner as to violate Sections 1247 and 1239 of the Code.
2. Respondent shall report any and all administrative action taken against her in another jurisdiction or by another governmental agency in this state within 30 days after the final disposition of the matter.
3. Respondent shall pay to the State of Michigan a civil fine of \$500. Upon execution of this Order, OFIR will send Respondent an invoice for the civil fine, which shall be due within 30 days of issuance of this invoice.

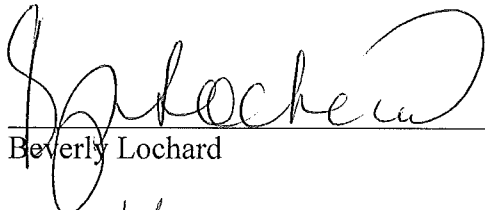


Stephen R. Hilker
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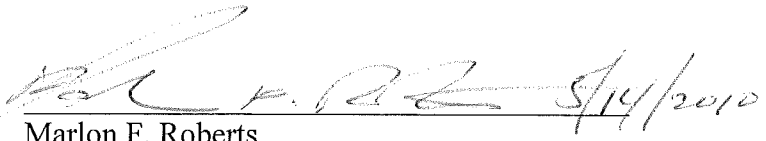
Dated: 5/17/10

C. STIPULATION

Respondent has read and understands the consent order above. Respondent agrees that the Chief Deputy Commissioner has jurisdiction and authority to issue this consent order pursuant to the Insurance Code. Respondent waives the right to a hearing in this matter if this consent order is issued. Respondent understands that this stipulation and consent order will be presented to the Chief Deputy Commissioner for approval and the Chief Deputy Commissioner may or may not issue this consent order. Respondent waives any objection to the Commissioner deciding this case following a hearing in the event the consent order is not approved. Respondent admits the findings of fact and conclusions of law set forth in the above consent order and agrees to the entry of this order.


Beverly Lochard
Dated: May 11, 2010

The Office of Financial and Insurance Regulation staff approves this stipulation and recommends that the Chief Deputy Commissioner issue the above consent order.


Marlon F. Roberts
Staff Attorney